#### 110TH CONGRESS 1ST SESSION

# S. 1452

To amend the Public Health Service Act to establish a national center for public mental health emergency preparedness, and for other purposes.

### IN THE SENATE OF THE UNITED STATES

May 22, 2007

Mrs. CLINTON (for herself and Mr. DOMENICI) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

# A BILL

To amend the Public Health Service Act to establish a national center for public mental health emergency preparedness, and for other purposes.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. SHORT TITLE.
- 4 This Act may be cited as the "Public Mental Health
- 5 Emergency Preparedness Act of 2007".
- 6 SEC. 2. NATIONAL CENTER FOR PUBLIC MENTAL HEALTH
- 7 EMERGENCY PREPAREDNESS.
- 8 (a) Technical Amendments.—The second part G
- 9 (relating to services provided through religious organiza-

1	tions) of title V of the Public Health Service Act (42
2	U.S.C. 290kk et seq.) is amended—
3	(1) by redesignating such part as part J; and
4	(2) by redesignating sections 581 through 584
5	as sections 596 through 596C, respectively.
6	(b) NATIONAL CENTER.—Title V of the Public
7	Health Service Act (42 U.S.C. 290aa et seq.), as amended
8	by subsection (a), is further amended by adding at the
9	end the following:
10	"PART K—NATIONAL CENTER FOR PUBLIC
11	MENTAL HEALTH EMERGENCY PREPAREDNESS
12	"SEC. 599. NATIONAL CENTER FOR PUBLIC MENTAL
13	HEALTH EMERGENCY PREPAREDNESS.
14	"(a) In General.—
15	"(1) Definition.—
16	"(A) In general.—For purposes of this
17	part, the term 'emergency health professionals'
18	means—
19	"(i) mental health professionals, in-
20	cluding psychiatrists, psychologists, social
21	workers, counselors, psychiatric nurses,
22	psychiatric aides and case managers, group
23	home staff, and those mental health pro-
24	fessionals with expertise in psychological

1	populations such as children, older adults,
2	caregivers, individuals with disabilities,
3	pre-existing mental health and substance
4	abuse disorders, and individuals living in
5	poverty;
6	"(ii) public health and healthcare pro-
7	fessionals, including skilled nursing and as-
8	sisted living professionals; and
9	"(iii) emergency services personnel
10	such as police, fire, and emergency medical
11	services personnel.
12	"(B) COORDINATION.—In conducting ac-
13	tivities under this part, emergency health pro-
14	fessionals shall coordinate with—
15	"(i) county emergency managers;
16	"(ii) school personnel such as teach-
17	ers, counselors, and other personnel;
18	"(iii) spiritual care professionals;
19	"(iv) other disaster relief personnel;
20	and
21	"(v) State and local government offi-
22	cials that are responsible for emergency
23	preparedness.
24	"(2) Establishment.—The Secretary, in con-
25	sultation with the Director of the Centers for Dis-

1 ease Control and Prevention, shall establish the Na-2 tional Center for Public Mental Health Emergency 3 Preparedness (referred to in this part as the 'NCPMHEP') to address mental health concerns 4 5 and coordinate and implement the development and 6 delivery of mental health services in conjunction with 7 the entities described in subsection (b)(2), in the 8 event of bioterrorism or other public health emer-9 gency.

## "(3) Location; director.—

- "(A) IN GENERAL.—The Secretary shall offer to award a grant to an eligible institution to provide the location of the NCPMHEP.
- "(B) ELIGIBLE INSTITUTION.—To be an eligible institution under subparagraph (A), an institution shall—
  - "(i) be an academic medical center or similar institution that has prior experience conducting statewide training, and has a demonstrated record of leadership in national and international forums, in public mental health emergency preparedness, which may include disaster mental health preparedness; and

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1	"(ii) submit to the Secretary an appli-
2	cation at such time, in such manner, and
3	containing such information as the Sec-
4	retary may require.
5	"(C) DIRECTOR.—The NCPMHEP shall
6	be headed by a Director, who shall be appointed
7	by the Secretary (referred to in this part as the
8	'Director') from the eligible institution to which
9	the Secretary awards a grant under subpara-
10	graph (A).
11	"(b) Duties.—The NCPMHEP shall—
12	"(1) prepare the Nation's emergency health
13	professionals to provide mental health services in the
14	aftermath of catastrophic events, such as bioter-
15	rorism or other public health emergencies, that
16	present psychological consequences for communities
17	and individuals, including vulnerable populations
18	such as children, individuals with disabilities, indi-
19	viduals with preexisting mental health problems (in-
20	cluding substance-related disorders), older adults,
21	caregivers, and individuals living in poverty;
22	"(2) coordinate with existing mental health pre-
23	paredness and service delivery efforts of—
24	"(A) Federal agencies (such as the Na-
25	tional Disaster Medical System, the Medical Re-

Health Services Administration (including the National Child Traumatic Stress Network), the Administration on Aging, the National Institute of Mental Health, the National Council on Disabilities, the Administration on Children and Families, the Department of Defense, the Department of Veterans Affairs (including the National Center for Post Traumatic Stress Disorder), and tribal nations);

- "(B) State agencies (such as the State mental health authority, office of substance abuse services, public health authority, department of aging, the office of mental retardation and developmental disabilities, agencies responsible rehabilitation services);
- "(C) local agencies (such as county offices of mental health and substance abuse services, public health, child and family community-based services, law enforcement, fire, emergency medical services, school districts, Aging Services Network, county emergency management, and academic and community-based service centers affiliated with the National Child Traumatic Stress Network); and

1	"(D) other governmental and nongovern-
2	mental disaster relief organizations; and
3	"(3) coordinate with childcare centers, childcare
4	providers, community-based youth serving programs
5	(including local Center for Mental Health Services
6	children's systems of care grant sites), Head Start,
7	the National Child Traumatic Stress Network, and
8	school districts to provide—
9	"(A) support services to adults and their
10	family members with mental health and sub-
11	stance-related disorders to facilitate access to
12	mental health and substance-related treatment;
13	"(B) prevention and intervention services
14	for mental health and substance-related dis-
15	orders to youth of all ages that integrate the
16	training curricula under section 599A; and
17	"(C) resources and consultation to address
18	the psychological trauma needs of the families,
19	caregivers, emergency health professionals; and
20	all other professionals providing care in emer-
21	gency situations.
22	"(c) Panel of Experts.—
23	"(1) In General.—The Director, in consulta-
24	tion with Federal (such as the National Association
25	of State Mental Health Program Directors, National

Association of County and City Health Officials, and 1 2 the Association of State and Territorial Health Offi-3 cials), State, and local mental health and public 4 health authorities, shall develop a mechanism to ap-5 point a panel of experts for the NCPMHEP. "(2) Membership.— 6 7 "(A) IN GENERAL.—The panel of experts 8 appointed under paragraph (1) shall be com-9 posed of individuals— 10 "(i) who are— "(I) experts in their respective 11 12 fields with extensive experience in 13 public mental health emergency pre-14 paredness or service delivery, such as 15 mental health professionals, research-16 ers, spiritual care professionals, school 17 counselors, educators, and mental 18 health professionals who are emer-19 gency health professionals (as defined 20 in subsection (a)(1)(A) and who shall 21 coordinate with the individuals de-22 scribed in subsection (a)(1)(B); and 23 "(II) recommended by their re-24 spective national professional organi-

1	zations and universities to such a po-
2	sition; and
3	"(ii) who represent families with fam-
4	ily members who have mental health and
5	substance-related disorders.
6	"(B) Terms.—The members of the panel
7	of experts appointed under paragraph (1)—
8	"(i) shall be appointed for a term of
9	3 years; and
10	"(ii) may be reappointed for an unlim-
11	ited number of terms.
12	"(C) BALANCE OF COMPOSITION.—The Di-
13	rector shall ensure that the membership com-
14	position of the panel of experts fairly represents
15	a balance of the type and number of experts de-
16	scribed under subparagraph (A).
17	"(D) VACANCIES.—
18	"(i) In general.—A vacancy on the
19	panel of experts shall be filled in the man-
20	ner in which the original appointment was
21	made and shall be subject to conditions
22	which applied with respect to the original
23	appointment.
24	"(ii) Filling unexpired term.—An
25	individual chosen to fill a vacancy shall be

1	appointed for the unexpired term of the
2	member replaced.
3	"(iii) Expiration of terms.—The
4	term of any member shall not expire before
5	the date on which the member's successor
6	takes office.
7	"SEC. 599A. TRAINING CURRICULA FOR EMERGENCY
8	HEALTH PROFESSIONALS.
9	"(a) Convening of Group.—
10	"(1) In general.—The Director shall convene
11	a Training Curricula Working Group from the panel
12	of experts described in section 599(c) to—
13	"(A) identify and review existing mental
14	health training curricula for emergency health
15	professionals;
16	"(B) approve any such training curricula
17	that are evidence-based or emerging best prac-
18	tices and that satisfy practice and service deliv-
19	ery standards determined by the Training Cur-
20	ricula Working Group; and
21	"(C) make recommendations for, and par-
22	ticipate in, the development of any additional
23	training curricula, as determined necessary by
24	the Training Curricula Working Group.

1	"(2) Collaboration.—The Training Cur-
2	ricula Working Group shall collaborate with appro-
3	priate organizations including the American Red
4	Cross, the National Child Traumatic Stress Net-
5	work, the National Center for Post Traumatic Stress
6	Disorder, and the International Society for Trau-
7	matic Stress Studies.
8	"(b) Purpose of Training Curricula.—The
9	Training Curricula Working Group shall ensure that the
10	training curricula approved by the NCPMHEP—
11	"(1) provide the knowledge and skills necessary
12	to respond effectively to the psychological needs of
13	affected individuals, relief personnel, and commu-
14	nities in the event of bioterrorism or other public
15	health emergency; and
16	"(2) is used to build a trained network of emer-
17	gency health professionals at the State and local lev-
18	els.
19	"(c) Content of Training Curricula.—
20	"(1) In General.—The Training Curricula
21	Working Group shall ensure that the training cur-
22	ricula approved by the NCPMHEP—
23	"(A) prepares emergency health profes-
24	sionals, in the event of bioterrorism or other
25	public health emergency, for identifying symp-

toms of psychological trauma, supplying immediate relief to keep affected persons safe, recognizing when to refer affected persons for further mental healthcare or substance abuse treatment, understanding how and where to refer for such care, and other components as determined by the Director in consultation with the Training Curricula Working Group;

- "(B) includes training or informational material designed to educate and prepare State and local government officials, in the event of bioterrorism or other public health emergency, in coordinating and deploying mental health resources and services and in addressing other mental health needs, as determined by the Director in consultation with the Training Curricula Working Group;
- "(C) meets the diverse training needs of the range of emergency health professionals; and
- "(D) is culturally and linguistically competent.
- "(2) REVIEW OF CURRICULA.—The Training Curricula Working Group shall routinely review existing training curricula and participate in the revi-

sion of the training curricula described under this section as necessary, taking into consideration recommendations made by the participants of the annual national forum under section 599D and the Assessment Working Group described under section 599E.

### "(d) Training Individuals.—

- "(1) FIELD TRAINERS.—The Director, in consultation with the Training Curricula Working Group, shall develop a mechanism through which qualified individuals trained through the curricula approved by the NCPMHEP return to their communities to recruit and train others in their respective fields to serve on local emergency response teams.
- "(2) FIELD LEADERS.—The Director, in consultation with the Training Curricula Working Group, shall develop a mechanism through which qualified individuals trained in curricula approved by the NCPMHEP return to their communities to provide expertise to State and local government agencies to mobilize the mental health infrastructure of such State or local agencies, including ensuring that mental health is a component of emergency preparedness and service delivery of such agencies.

1	"(3) QUALIFICATIONS.—The individuals se-
2	lected under paragraph (1) or (2) shall—
3	"(A) pass a designated evaluation, as de-
4	veloped by the Director in consultation with the
5	Training Curricula Working Group; and
6	"(B) meet other qualifications as deter-
7	mined by the Director in consultation with the
8	Training Curricula Working Group.
9	"SEC. 599B. USE OF REGISTRIES TO TRACK TRAINED EMER-
10	GENCY HEALTH PROFESSIONALS.
11	"(a) In General.—The Director, in consultation
12	with the mental and public health authorities of each State
13	and appropriate organizations (including the National
14	Child Traumatic Stress Network), shall coordinate the use
15	of existing emergency registries (including the Emergency
16	System for Advance Registration of Volunteer Health Pro-
17	fessionals (ESAR–VHP)) established to track medical and
18	mental health volunteers across all fields and specifically
19	to track the individuals in the State who have been trained
20	using the curricula approved by the NCPMHEP under
21	section 599A. The Director shall ensure that the data
22	available through such registries and used to track such
23	trained individuals will be recoverable and available in the
24	event that such registries become inoperable.

- 1 "(b) Use of Registry.—The tracking procedure
- 2 under subsection (a) shall be used by the Secretary, the
- 3 Secretary of Homeland Security, and the Governor of each
- 4 State, for the recruitment and deployment of trained
- 5 emergency health professionals in the event of bioter-
- 6 rorism or other public health emergency.
- 7 "SEC. 599C. CLEARINGHOUSE FOR PUBLIC MENTAL
- 8 HEALTH EMERGENCY PREPAREDNESS AND
- 9 SERVICE DELIVERY.
- 10 "(a) IN GENERAL.—The Director shall establish and
- 11 maintain a central clearinghouse of educational materials,
- 12 guidelines, information, strategies, resources, and research
- 13 on public mental health emergency preparedness and serv-
- 14 ice delivery.
- 15 "(b) Duties.—The Director shall ensure that the
- 16 clearinghouse—
- 17 "(1) enables emergency health professionals and
- other members of the public to increase their aware-
- ness and knowledge of public mental health emer-
- 20 gency preparedness and service delivery, particularly
- 21 for vulnerable populations such as children, individ-
- 22 uals with disabilities, individuals with pre-existing
- 23 mental health problems (including substance-related
- 24 disorders), older adults, caregivers, and individuals
- 25 living in poverty; and

1	"(2) provides such users with access to a range
2	of public mental health emergency resources and
3	strategies to address their community's unique cir-
4	cumstances and to improve their skills and capac-
5	ities for addressing mental health problems in the
6	event of bioterrorism or other public health emer-
7	gency.
8	"(c) AVAILABILITY.—The Director shall ensure that
9	the clearinghouse—
10	"(1) is available on the Internet;
11	"(2) includes an interactive forum through
12	which users' questions are addressed;
13	"(3) is fully versed in resources available from
14	additional Government-sponsored or other relevant
15	websites that supply information on public mental
16	health emergency preparedness and service delivery;
17	and
18	"(4) includes the training curricula approved by
19	the NCPMHEP under section 599A.
20	"(d) Clearinghouse Working Group.—
21	"(1) In General.—The Director shall convene
22	a Clearinghouse Working Group from the panel of
23	experts described under section 599(e) to—
24	"(A) evaluate the educational materials,
25	guidelines, information, strategies, resources

1	and research maintained in the clearinghouse to
2	ensure empirical validity; and

"(B) offer technical assistance to users of the clearinghouse with respect to finding and selecting the information and resources available through the clearinghouse that would most effectively serve their community's needs in preparing for, and delivering mental health services during, bioterrorism or other public health emergencies.

"(2) Technical assistance.—The technical assistance described under paragraph (1) shall include the use of information from the clearinghouse to provide consultation, direction, and guidance to State and local governments and public and private agencies on the development of public mental health emergency plans for activities involving preparedness, mitigation, response, recovery, and evaluation.

# 19 "SEC. 599D. ANNUAL NATIONAL FORUM FOR PUBLIC MEN-

20 TAL HEALTH EMERGENCY PREPAREDNESS

21 AND SERVICE DELIVERY.

"(a) In General.—The Director shall organize an annual national forum to address public mental health emergency preparedness and service delivery for emergency health professionals, researchers, scientists, experts

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- 1 in public mental health emergency preparedness and serv-
- 2 ice delivery, and mental health professionals (including
- 3 those with expertise in psychological trauma and issues
- 4 related to vulnerable populations such as children, older
- 5 adults, caregivers, individuals with disabilities, pre-exist-
- 6 ing mental health and substance abuse disorders, and indi-
- 7 viduals living in poverty), as well as personnel from rel-
- 8 evant Federal (including the National Center for Post
- 9 Traumatic Stress Disorder), State, and local agencies (in-
- 10 cluding academic and community-based service centers af-
- 11 filiated with the National Child Traumatic Stress Net-
- 12 work), and other governmental and nongovernmental or-
- 13 ganizations.
- 14 "(b) Purpose of Forum.—The national forum shall
- 15 provide the framework for bringing such individuals to-
- 16 gether to, based on evidence-based or emerging best prac-
- 17 tices research and practice, identify and address gaps in
- 18 science, practice, policy, and education, make rec-
- 19 ommendations for the revision of training curricula and
- 20 for the enhancement of mental health interventions, as ap-
- 21 propriate, and make other recommendations as necessary.

1	"SEC. 599E. EVALUATION OF THE EFFECTIVENESS OF PUB-
2	LIC MENTAL HEALTH EMERGENCY PRE-
3	PAREDNESS AND SERVICE DELIVERY EF-
4	FORTS.
5	"(a) In General.—The Director shall convene an
6	Assessment Working Group from the panel of experts de-
7	scribed in section 599(c), who shall be independent from
8	those individuals who have developed the NCPMHEP, to
9	evaluate the effectiveness of the NCPMHEP's efforts and
0	those across the Federal Government in building the Na-
1	tion's public mental health emergency preparedness and
2	service delivery capacity. Such group shall include individ-
3	uals who have expertise on how to assess the effectiveness
4	of the NCPMHEP's efforts on vulnerable populations
5	(such as children, older adults, caregivers, individuals with
6	disabilities, pre-existing mental health and substance
7	abuse disorders, and individuals living in poverty).
8	"(b) Duties of the Assessment Working
9	GROUP.—The Assessment Working Group shall—
20	"(1) evaluate—
21	"(A) the effectiveness of each component
22	of the NCPMHEP, including the identification
23	and development of training curricula, the
24	clearinghouse, and the annual national forum;
25	"(B) the effects of the training curricula
26	on the skills, knowledge, and attitudes of emer-

1	gency health professionals and on their delivery
2	of mental health services in the event of bioter-
3	rorism or other public health emergency;
4	"(C) the effects of the NCPMHEP on the
5	capacities of State and local government agen-
6	cies to coordinate, mobilize, and deploy re-
7	sources and to deliver mental health services in
8	the event of bioterrorism or other public health
9	emergency; and
10	"(D) other issues as determined by the
11	Secretary, in consultation with the Assessment
12	Working Group; and
13	"(2) submit the annual report required under
14	subsection (c).
15	"(c) Annual Report and Information.—
16	"(1) Annual report.—On an annual basis,
17	the Assessment Working Group shall—
18	"(A) report to the Secretary and appro-
19	priate committees of Congress the results of the
20	evaluation by the Assessment Working Group
21	under this section; and
22	"(B) publish and disseminate the results of
23	such evaluation on as wide a basis as is prac-
24	ticable, including through the NCPMHEP
25	clearinghouse website under section 599C.

1	"(2) Information.—The results of the evalua-
2	tion under paragraph (1) shall be displayed on the
3	Internet websites of all entities with representatives
4	participating in the Assessment Working Group
5	under this section, including the Federal agencies re-
6	sponsible for funding the Working Group.
7	"(d) Recommendations.—
8	"(1) In general.—Based on the annual re-
9	port, the Director, in consultation with the Assess-
10	ment Working Group, shall make recommendations
11	to the Secretary—
12	"(A) for improving—
13	"(i) the training curricula identified
14	and approved by the NCPMHEP;
15	"(ii) the NCPMHEP clearinghouse;
16	and
17	"(iii) the annual forum of the
18	NCPMHEP; and
19	"(B) regarding any other matter related to
20	improving mental health preparedness and serv-
21	ice delivery in the event of bioterrorism or other
22	public health emergency in the United States
23	through the NCPMHEP.
24	"(2) ACTION BY SECRETARY.—Based on the
25	recommendations provided under paragraph (1), the

1	Secretary shall submit recommendations to Congress
2	for any legislative changes necessary to implement
3	such recommendations.
4	"SEC. 599F. SUBSTANCE ABUSE.
5	"For purposes of this part, where ever there is a ref-
6	erence to providing treatment, having expertise, or provide
7	training with respect to mental health, such reference shall
8	include providing treatment, having expertise, or providing
9	training relating to substance abuse, if determined appro-
10	priate by the Secretary.
11	"SEC. 599G. AUTHORIZATION OF APPROPRIATIONS.
12	"There are authorized to be appropriated to carry out
13	this part—
14	"(1) $$15,000,000$ for fiscal year 2007; and
15	"(2) such sums as may be necessary for fiscal
16	years 2008 through 2011.".
17	SEC. 3. DISASTER MEDICAL ASSISTANCE TEAMS.
18	Section 2812(a) of the Public Health Service Act (42
19	U.S.C. 300hh-11(a)) is amended by adding at the end the
20	following:
21	"(4) DISASTER MEDICAL ASSISTANCE TEAMS
22	AND MENTAL HEALTH PROFESSIONALS.—
23	"(A) Inclusion of mental health pro-
24	FESSIONALS.—

1	"(i) In general.—The National Dis-
2	aster Medical System, in consultation with
3	the National Center for Public Mental
4	Health Emergency Preparedness (estab-
5	lished under section 599) and the Emer-
6	gency Management Assistance Compact,
7	shall—
8	"(I) identify licensed mental
9	health professionals with expertise in
10	treating vulnerable populations, as
11	identified under section 599(b)(1);
12	and
13	"(II) ensure that licensed mental
14	health professionals identified under
15	subclause (I) are available in local
16	communities for deployment with Dis-
17	aster Medical Assistance Teams (in-
18	cluding speciality mental health
19	teams).
20	"(ii) Coordination.—The National
21	Disaster Medical System shall ensure that
22	licensed mental health professionals are in-
23	cluded in the leadership of the National
24	Disaster Medical System, in coordination
25	with the National Center for Public Mental

1	Health Emergency, to provide appropriate
2	leadership support for behavioral programs
3	and personnel within the Disaster Medical
4	Assistance Teams.
5	"(B) Duties.—The principal duties of the
6	licensed mental health professionals identified
7	and utilized under this paragraph shall be to
8	assist Disaster Medical Assistance Teams in
9	carrying out—
10	"(i) rapid psychological triage during
11	an event of bioterrorism or other public
12	health emergency;
13	"(ii) crisis intervention prior to and
14	during an event of bioterrorism or other
15	public health emergency;
16	"(iii) information dissemination and
17	referral to specialty care for survivors of
18	an event of bioterrorism or other public
19	health emergency;
20	"(iv) data collection; and
21	"(v) follow-up consultations.
22	"(C) Training.—The National Disaster
23	Medical System shall coordinate with the Na-
24	tional Center for Public Mental Health Emer-
25	gency Preparedness to ensure that, as part of

1	their training, Disaster Medical Assistance
2	Teams include the training curricula for emer-
3	gency health professionals established under
4	section 599A.
5	"(D) Definitions.—In this paragraph:
6	"(i) DISASTER MEDICAL ASSISTANCE
7	TEAMS.—The term 'Disaster Medical As-
8	sistance Teams' means teams of profes-
9	sional medical personnel that provide emer-
10	gency medical care during a disaster or
11	public health emergency.
12	"(ii) Rapid psychological
13	TRIAGE.—The term 'rapid psychological
14	triage' means the accurate and rapid iden-
15	tification of individuals at varied levels of
16	risk in the aftermath of a public health
17	emergency, in order to provide the appro-
18	priate, acute intervention for those affected
19	individuals.
20	"(iii) Data collection.—The term
21	'data collection' means the use of stand-
22	ardized, consistent, and accurate methods
23	to report evidence-based or emerging best

practices, triage mental health data ob-

1	tained from survivors of an event of bioter-
2	rorism or other public health emergency.".

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